



**DEPARTMENT OF DEFENSE
FREEDOM OF INFORMATION DIVISION
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155**

APR 26 2019

Ref: 18-F-1298

Mr. T. J. Kenney
MuckRock News
DEPT MR 56768
411 A Highland Ave
Somerville, MA 02144-2516

Dear Mr. Kenney:

This is the final response to your July 8, 2018 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on July 9, 2018 and assigned it case number 18-F-1298. We ask that you use this number when referring to your request.

The Offices of Litigation Counsel, and Personnel & Health Policy within the Office of General Counsel (OGC), a component of the Office of the Secretary of Defense (OSD), conducted a search of their records systems based on the information provided in your request. After thorough searches of the electronic records and files of OGC, no records of the kind you described could be identified. We believe that these search methods were appropriate and could reasonably be expected to produce the requested records if they existed.

This FOIA Office only processes requests for the Office of the Secretary of Defense and the Joint Staff. There is no central FOIA processing point for records for the entire Department of Defense. Also, after careful review of the timeframe you requested, we determined that historical information, if it exists, may be under the cognizance of the National Archives and Records Administration (NARA). You may request this information directly from NARA by submitting your request to the following address:

The National Archives at College Park
Director, Records Declassification Division
Rm 6350
8601 Adelphi Road
College Park, MD 20740-6001

In addition, Secretaries of the Military Departments have cognizance over their own drug testing programs. As such, you may submit a FOIA request for records to the Military Services at:

Department of the Air Force
SAF/AAI (FOIA)
1000 Air Force Pentagon
Washington, DC 20330-1000

U.S. Army Records Management & Declassification Agency (RMDA)
Freedom of Information Act Division
9301 Chapek Rd. Bldg 1458
Fort Belvoir, VA 22060

SECNAV/CNO FOIA Office
Chief of Naval Operations (DNS-36)
2000 Navy Pentagon
Washington, DC 20350-2000

Headquarters U.S. Marine Corps
ATTN: FOIA/PA Section (ARSF) Rm 2B289
3000 Marine Corps Pentagon
Washington, DC 20350-3000

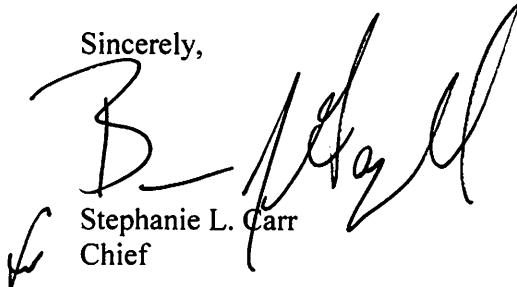
If you are not satisfied with this response, you may contact our OSD FOIA Public Liaison, Jim Hogan, at 571-372-0462 or by email at OSD.FOIALiaison@mail.mil. Also, please note that the Office of Government Information Services (OGIS) offers services to requesters who have disputes with Federal agencies. You may contact OGIS if you have concerns about the processing of your request. Their contact information is provided below:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740
E-mail: ogis@nara.gov
Telephone: 202-741-5770
Fax: 202-741-5769
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Director of Oversight and Compliance, Office of the Secretary of Defense, by writing directly to OCMO Office of the Chief Management Officer, 4800 Mark Center Drive, ATTN: DPCLTD, FOIA Appeals, Mailbox# 24, Alexandria, VA 22350-1700. Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to osd.foia-appeal@mail.mil. If you use email, please include the words "FOIA Appeal" in the subject of the email. Please also reference case number 18-F-1298 in any appeal correspondence.

If you have any questions about the foregoing, please do not hesitate to contact the Action Officer assigned to your request, Ms. Jeanne Moretti, at jeanne.moretti.civ@mail.mil or at (571) 372-0419.

Sincerely,



Stephanie L. Carr
Chief

Enclosure:
As stated

18-F-1298
JUL 09 2018

Stanton, Willa M CIV OSD OSD (US)

From: OSD MC-ALEX OCMO Mailbox FOIA LIAISON
Sent: Monday, July 9, 2018 7:49 AM
To: WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center
Cc: Stanton, Willa M CIV OSD OSD (US); Vann, Garfield M Jr CTR WHS ESD (US); Ernest-Johnson, Ann J CIV WHS ESD (US)
Subject: FW: [Non-DoD Source] Freedom of Information Act Request: Brady Notices on DOD Drug Testing FY1971-2017
Signed By: darrell.m.williams.civ@mail.mil

Please see the initial FOIA request below. If you have any questions please contact me.

V/r

Darrell

Darrell M. Williams
Senior FOIA Policy Analyst
Directorate for Oversight and Compliance
Office of the Chief Management Officer
Office of the Secretary of Defense
571-372-0464

From: 56768-64255765@requests.muckrock.com <56768-64255765@requests.muckrock.com>
Sent: Sunday, July 8, 2018 1:28 PM
To: OSD MC-ALEX OCMO Mailbox FOIA LIAISON <osd.mc-alex.ocmo.mbx.foia-liaison@mail.mil>
Subject: [Non-DoD Source] Freedom of Information Act Request: Brady Notices on DOD Drug Testing FY1971-2017

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

Washington Headquarters Services Field Activity
FOIA Office
OSD/JS FOIA Requester Service Center
1155 Defense Pentagon
Washington, DC 20301-1155

July 8, 2018

This is a follow up to a previous request:

Dear FOIA officer:

This is a Freedom of information Act request directed toward the Office of General Counsel, Department of Defense.

I request all Brady Notices [Brady v. Maryland, 373 U.S. 83 (1963)] pertaining to Department of Defense drug testing programs from Fiscal Year 1971 through Fiscal Year 2017.

This request is not being made for commercial purposes, and I am willing to pay fees of up to \$25.00. I would prefer the request be filled electronically, by e-mail attachment if available or CD-ROM if not. Thank you in advance for your anticipated cooperation in this matter.

Sincerely,

T.J. Kenney

Filed via MuckRock.com

E-mail (Preferred): 56768-64255765@requests.muckrock.com

Upload documents directly: Caution-https://www.muckrock.com/accounts/agency_login/washington-headquarters-services-field-activity-united-states-of-america-14699/brady-notice-on-dod-drug-testing-fy1971-2017-56768/?uuid-login=ffaaf67d-beb1-4155-abc-f231e11887781&email=OSD.FOIALiaison%40mail.mil#agency-reply

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News

DEPT MR 56768

411A Highland Ave

Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

